

## ROANOKE CITY COUNCIL-REGULAR SESSION

January 16, 2018

2:00 p.m.

The Council of the City of Roanoke met in regular session on Tuesday, January 16, 2018, at 2:00 p.m., in the Council Chamber, Room 450, fourth floor, Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke, with Mayor Sherman P. Lea, Sr., presiding, pursuant to Chapter 2, Administration, Article II, City Council, Section 2-15, Rules of Procedure, Rule 1, Regular Meetings, Code of the City of Roanoke (1979), as amended, and pursuant to Resolution No. 40879-070317 adopted by the Council on Monday, July 3, 2017.

PRESENT: Council Members Michelle L. Dykstra, Raphael E. Ferris, John A. Garland, Anita J. Price, David B. Trinkle, William D. Bestpitch and Mayor Sherman P. Lea, Sr.-7.

ABSENT: None-0.

The Mayor declared the existence of a quorum.

OFFICERS PRESENT: Robert S. Cowell, Jr., City Manager; Daniel J. Callaghan, City Attorney; and Stephanie M. Moon Reynolds, City Clerk.

The Invocation was delivered by The Reverend T. G. Ayers, Pastor, Community Advent Christian Church.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Lea.

PRESENTATIONS AND ACKNOWLEDGEMENTS: NONE.

HEARING OF CITIZENS UPON PUBLIC MATTERS:

MISCELLANEOUS: Robert Gravely, 3360 Hershberger Road, N. W., appeared before the Council and quoted biblical scriptures as they pertain to City operations.

### CONSENT AGENDA

The Mayor advised that all matters listed under the Consent Agenda are considered to be routine by the Members of Council and will be enacted by one motion in the form, or forms, listed on the Consent Agenda, and if discussion is desired, the item would be removed from the Consent Agenda and considered separately.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL: Minutes of the regular meeting of City Council held on Tuesday, January 2, 2018, was before the body.

(See Minutes on file in the City Clerk's Office.)

Council Member Ferris moved that the reading of the minutes be dispensed with and approved as recorded. The motion was seconded by Council Member Trinkle and adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.

COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) OF THE WESTERN VIRGINIA WATER AUTHORITY FOR FISCAL YEAR 2017: A report of the Comprehensive Annual Financial Report (CAFR) of the Western Virginia Water Authority for Fiscal Year 2017, was before the Council.

(See copy of Financial Report on file in the City Clerk's Office.)

Council Member Ferris moved that the Financial Report be received and filed. The motion was seconded by Council Member Trinkle and adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.

OATHS OF OFFICE-ROANOKE PUBLIC LIBRARY BOARD: Report of qualification of Erin B. Ashwell as a member of the Roanoke Public Library Board for a three-year term of office ending June 30, 2020, was before the Council.

(See Oath or Affirmation of Office on file in the City Clerk's Office.)

Council Member Ferris moved that the report of qualification be received and filed. The motion was seconded by Council Member Trinkle and adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.

## REGULAR AGENDA

PUBLIC HEARINGS: NONE.

PETITIONS AND COMMUNICATIONS: NONE.

REPORTS OF CITY OFFICERS AND COMMENTS OF CITY MANAGER:

CITY MANAGER:

BRIEFINGS:

### **Capital Improvement Program Project Update**

Sherman M. Stovall, Assistant City Manager for Operations, updated the Council on the Capital Improvement Plan and projects.

(See presentation on file in the City Clerk's Office.)

Mr. Stovall highlighted the following:

- Capital Improvement Program Project Update
- E-911 Center

Mr. Stovall advised that the E-911 Center Project was a joint venture of the City of Roanoke and the Virginia Utility Protection Service, the plan was at 35 percent completion and the City's portion of the total project budget was approximately \$9.25 million.

- Library Master Plan
- Fire Facility Master Plan – Station 7

He advised that the current building was constructed in 1922 as a two-story structure with approximately 4,500 square feet and several building challenges including an apparatus bay that cannot accommodate the fire equipment nor male and female firefighters and the building systems were nearing the end of their useful life.

He continued stating that the concept for the new station was a two-story building with approximately 14,613 square feet, consisting of three apparatus bays that would house the current fire equipment and a project budget of \$5.4 million sufficient to address building on the site based on the current concept plan.

- Fire-EMS Station 7 – Current Site Plan
- Fire-EMS Station 7 – Proposed Site Plan
- Parks and Recreation Master Plan – Greenways

Mr. Stovall explained that the Bridge the Gap Project Phase I was currently under construction with anticipated completion late summer of 2018. He pointed out that the budget for both phases of the project totaled \$11.5 million and the project would require additional funding of about \$3 million after allocation of funding from under budget projects.

He further explained that the Tinker Creek Greenway expansion project was budgeted at \$6 million, but would also require additional funding of approximately \$2.5 million with completion in February 2021 to coincide with the opening of the brewery at Roanoke Centre for Industry and Technology. He noted that FY 2018 and FY 2019 project funding had been reserved to address the additional funding needs for the Bridge the Gap and Tinker Creek Greenway Projects.

- Parks and Recreation Master Plan
- Stormwater Projects

Mr. Stovall pointed out that several stormwater projects had been completed, many projects were either under design or design was completed for right-of-way acquisition with a total anticipated expenditure of \$6.3 million.

- Bridge Program

He reminded the Council that the Franklin Road Bridge replacement had a total budget of \$15.2 million, was 50 percent complete and on schedule to be completed in January of 2019.

- Bridge Program – Wasena/Main Street

Mr. Stovall advised that the Council was briefed on the potential design elements of the Main Street Bridge Project in December 2016, a contract for design and engineering for the replacement of structure had been negotiated with construction anticipated to begin in Fiscal Year 2021 with a total budget of \$24 million.

He provided background information stating that the structure was almost 80 years old having been constructed in 1938 and was considered in poor condition. He mentioned that the new structure, designed for service life of 75 years, would include construction of a new bridge, superstructure, abutments and piers with a closure of approximately two and a half years.

Council Member Ferris inquired if the reuse of the current piers reduced the service life by 35 years and if the superstructure design would outlive the structure; whereupon, Mr. Stovall replied in the affirmative.

Council Member Ferris further questioned the costs of replacement of the structure in 35 years using today's dollars.

Luke Pugh, City Engineer, explained that if the current elements of the structure were recycled and not replaced, in 35 years it would require total replacement of the entire structure.

Council Member Bestpitch questioned the duration of the project; whereupon, Mr. Pugh advised that there was a pretty good coordination effort with the railroad as one of the main stakeholders and with the size of the bridge being longer and wider it would take longer to dismantle to avoid disruption of the railroad tracks beneath the bridge.

At this point, Council Member Garland noted that he has an interest in a limited liability company that owns three parcels south of the Wasena Bridge and read the following declaration into the record:

"I, John A. Garland, make the following declaration regarding the briefing at Item 7.a. in the January 16, 2018 City Council Agenda for the 2:00 p.m. session of City Council. The briefing involves an update on the City's Capital Improvement Program Project ("CIP Project") to be presented by City staff. I am a member of Main Street Village Center, LLC, a Virginia limited liability company (the "Company"). The Company is the owner of three parcels of real property, situated at 1107, 1109 and 1114 Main Street S. W., bearing Official Tax Map Nos. 1222221, 1222220, and 1130108, respectively (collectively, the "Company Properties"). The Company Properties are located south of the Wasena Bridge. Replacement of the Wasena Bridge is a capital improvement project (the "Wasena Project") that will be a part of the briefing today. The Company Properties, along with many other properties in the area of the Wasena Bridge may be affected by the Wasena Project. Under Sections 2.2-3114 (B)(1) and (3) of the Code of Virginia, the Company is one of many property owners that may be affected by the Wasena Project. I believe that I can act fairly, objectively, and in the public interest in the discussion of the CIP Project, generally, and the Wasena Project, specifically. Based on the foregoing, I intend participate in the discussions involving the CIP Program. In the event that the circumstances on which I make this decision change, I will determine at such time whether a conflict of interest, or the appearance of a conflict of interest, exists and take appropriate action at that time. I make this declaration in compliance with the requirements of Section 2.2-3314 (H).

S/John A. Garland  
Council Member"

(See copy of declaration on file in the City Clerk's Office.)

As discussion ensued, Council Member Garland read a portion of a prepared statement with regard to the Wasena Bridge and Grandin Road Fire Station Projects.

(See copy of statement on file in the City Clerk's Office.)

Following extensive dialogue with regard to the Fire Station No. 7 Project, Mr. Stovall indicated that staff would follow the direction of the Council and if the project was to be adapted the contract would have to be renegotiated. The City Manager added that the contract was not signed, but additional costs would be incurred to adapt it.

Council Member Garland offered a motion to include in the architect's scope of work a schematic design that incorporated the oldest portion of existing fire station into a new addition and compare the feasibility of that to a total new build.

Due to the lack of a second, the motion failed.

Since his motion failed, Council Member Garland continued his remarks as noted in his prepared statement with regard to the Wasena Bridge Project.

Following extensive dialogue with regard to the Wasena/Main Street Bridge Project, the City Manager advised that options would be reviewed to decrease the length of time for closure of the bridge.

Further dialogue ensued on the bridge project; whereupon, the City Manager commented that the contract had been negotiated based on the previous direction of Council for the adoption of the budget and the CIP; consultants have been retained and the scope negotiated and if there was to be no change in the scope discussed, then they could proceed with the current contract.

- Street Improvement Projects

Mr. Stovall continued the presentation advising that the King Street at Orange Avenue Improvement Project was substantially complete, the 10th Street Project segment two was currently under construction and expected for completion in spring or summer of 2018, and with respect to the Colonial Avenue Improvement Project the lowest bid for the project was within the budget of \$7.7 million, but the contract awarded was for \$10 million to begin in spring of 2018.

- Revenue System

Mr. Stovall concluded the presentation stating that with regard to the revenue system, the City of Charlottesville was selected to facilitate a cooperative procurement; the system had been identified as well as the specific hardware needs of the Department of Technology, City Treasurer and Commissioner of the Revenue; and the goal was to go-live in the calendar year 2020 with a total budget of \$1.46 million.

Council Member Trinkle inquired about an update on the downtown stormwater plan in February and a response on the possibility of a stormwater sewer at the intersection of Campbell Avenue and 10th Street going to the river; whereupon, Mr. Stovall advised that the feasibility of the project would be included in the water shed master plan information which should be in its final form within the next 30 to 45 days.

There being no further comments in connection with the presentation, Mayor Lea thanked Mr. Stovall and advised that the briefing would be received and filed.

#### ITEMS RECOMMENDED FOR ACTION:

**WESTERN VIRGINIA WORKFORCE DEVELOPMENT BOARD PROGRAM YEAR 2017 WORKFORCE INNOVATION AND OPPORTUNITY ACT:** The City Manager submitted a written communication recommending recognition of the Western Virginia Workforce Development Board Program Year 2017 Workforce Innovation and Opportunity Act (WIOA) funds for award period July 1, 2017 to June 30, 2019.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Bestpitch offered the following resolution:

(#41029-011618) A RESOLUTION acknowledging and recognizing the PY2017 Workforce Innovation and Opportunity Act ("WIOA") funding from the Virginia Community College System in the amount of \$1,299,786.00 for WIOA activities, for the award period of July 1, 2017, through June 30, 2019, the foregoing funding to be administered by the Western Virginia Workforce Development Board.

(For full text of resolution, see Resolution Book No. 79, page 433.)

Council Member Bestpitch moved the adoption of Resolution No. 41029-011618. The motion was seconded by Council Member Trinkle.

Mayor Lea inquired about the membership of the Western Virginia Workforce Development Board; whereupon, the Assistant City Manager for Community Development commented that the information would be forwarded.

There being no additional questions/comments by the Council Members, Resolution No. 41029-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.

COMMONWEALTH'S DEVELOPMENT OPPORTUNITY FUND GRANT: The City Manager submitted a written communication recommending acceptance of the Commonwealth's Development Opportunity Fund Grant from the Virginia Economic Development Partnership Authority; and execution of a Performance Agreement among the City of Roanoke, Economic Development Authority of the City of Roanoke and Atlantic Credit and Finance, Inc., for the improvements and equipping of offices at 111 Franklin Road, S. E.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Ferris offered the following ordinance:

(#41030-011618) AN ORDINANCE authorizing the proper City officials to execute a Commonwealth's Development Opportunity Fund Performance Agreement (the "Performance Agreement") among the City of Roanoke, Virginia (the "City"), the Economic Development Authority of the City of Roanoke, Virginia (the "EDA"), and Atlantic Credit & Finance, Inc. ("Atlantic"), a Virginia corporation, that provides for a grant in the amount of \$250,000.00 subject to certain undertakings and obligations by the parties for the purpose of inducing Atlantic to make capital investments consisting of building up-fit and tenant improvements to existing offices located at 111 Franklin Road, S. E., Roanoke, Virginia ("Property") and to hire new employees; authorizing the City Manager to accept the COF Grant, defined below, with the requirement that Atlantic achieve certain Local Incentives as described in the Performance Agreement and to take such actions and execute such documents as may be necessary to provide for the implementation, administration, and enforcement of the Performance Agreement; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 79, page 434.)

Council Member Ferris moved the adoption of Ordinance No. 41030-011618. The motion was seconded by Council Member Dykstra and adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.



Council Member Ferris offered the following budget ordinance:

(#41031-011618) AN ORDINANCE to appropriate funding from the Commonwealth of Virginia through the Virginia Economic Development Partnership Authority for a Development Opportunity Fund Grant, amending and reordaining certain sections of the 2017 - 2018 Capital Projects and Grant Funds Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 79, page 436.)

Council Member Ferris moved the adoption of Budget Ordinance No. 41031-011618. The motion was seconded by Council Member Dykstra.

Following discussion regarding acceptance of the abovementioned grant and its positive effects on the job market in the City, Budget Ordinance No. 41031-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.

AMENDMENT OF CITY CODE WITH REGARD TO PERMIT FOR PUBLIC ASSEMBLIES: The City Manager submitted a written communication recommending amendment of City Code with regard to Permit for Public Assemblies.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Ferris offered the following ordinance:

(#41032-011618) AN ORDINANCE amending and reordaining Chapter 30, Street and Sidewalks, Article V.I., Permit for Public Assemblies, Code of the City of Roanoke (1979), as amended; providing for an effective date; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 79, page 437.)

Council Member Ferris moved the adoption of Ordinance No. 41032-011618. The motion was seconded by Council Member Garland.

Council Member Dykstra requested an outline of the proposed changes to the public assembly process and public assemblies; wherein, the City Attorney stated this had been an ongoing project for some time with a community involvement, primarily regarding downtown businesses and residents, adding City staff was asked to develop an event policy that would address the needs of all constituencies to have special events in the downtown area.

In addition, Mr. Callaghan opined that the legal aspects or the broad aspect of assemblies were considered protected First Amendment speech rights, and currently was being addressed. He recalled there was a briefing in the fall, and this varies somewhat from that briefing, in the fact that to address some of the concerns of the Supreme Court regarding acquisition of deposits, and entrusting discretion in City officials to issue permits, with regard to required deposits, and it was recommended that provisions be put in place that would include fees for cleaning up.

The City Attorney pointed out that event promoters would be responsible for any clean up, and if this did not occur, the City would assess the actual cost, plus 20 percent, which is permitted under the City Code.

David Denham, 3512 Wright Road, S. W., appeared before the Council and questioned the timeframe of a request, and if there was a limit on the number of people who could assemble on public venues; wherein, the City Attorney responded that with regard to the proposal: the City Code allows for public assemblies of less than 100 people in a public park or other public property, which is not a public street, alley or sidewalk; and the assembly of five or few people on a sidewalk, which does not impede the flow of traffic, is permitted.

Council Member Ferris questioned Section 30-104(b) of the City Code regarding the period of time before which one must reserve or notify of an event in Elmwood Park and whether one must reserve within 90 days of an event; whereupon, the Assistant City Manager for Community Development confirmed that 90 days was correct, subject to waiver by the City Manager on a case by case basis. The City Attorney added that there was a provision that the time period could be waived, primarily because of the nature of Elmwood Park which was identified separately.

Mr. Townsend explained that Elmwood Park was identified because of the number of legacy events and repeated events occurring annually, adding that the City was cognizant of the schedule and calendar, and therefore, wanted to ensure that people wishing to use the park worked around existing events; and furthermore, because of the demand for the park, its frequency use, and the complexity of most of the events, those types of events take longer to plan.

Council Member Trinkle inquired whether Downtown Roanoke, Inc. (DRI) had to request permits to have events in Elmwood Park; whereupon, the City Attorney responded in the affirmative.

Mr. Townsend further stated that having the process in-house, the process has since been streamlined, event organizers will now contact the City's Transportation Department and Parks and Recreation Department directly, effective January 1, 2018, adding that citizens will no longer contact the DRI staff, but will be directed to the City's website.

Council Member Dykstra reiterated that any assembly permits must be submitted at least 15 days in advance and should anyone have an assembly permit request in less than 15 days, it may still be submitted, however; no guarantee could be assured that the permit would be approved. Mr. Callaghan added that it has to be extenuating circumstances, and the goal was to make the process fairly uniformed, and that the exceptions do not become the rule, especially with traditional First Amendment speech types of issues.

Mayor Lea stated that this was an important issue in light of the types assemblies that have occurred in Virginia and around the Country and it was vital that the City was aware of the policy.

There being no further discussion regarding assembly permits, Ordinance No. 41032-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

NAYS: None-0.

**SHAFFER'S CROSSING PEDESTRIAN BOARDWALK REPLACEMENT PROJECT:** The City Manager submitted a written communication recommending acquisition of real property rights for Shaffer's Crossing Pedestrian Boardwalk Replacement Project.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Trinkle offered the following ordinance:

(#41033-011618) AN ORDINANCE providing for the acquisition of real property rights needed by the City in connection with the Shaffer's Crossing Pedestrian Boardwalk Replacement Project ("Project"); authorizing City staff to acquire such property rights by negotiation for the City; authorizing the City Manager to execute appropriate acquisition documents; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 79, page 450.)

Council Member Trinkle moved the adoption of Ordinance No. 41033-011618. The motion was seconded by Vice-Mayor Price and adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Price, Trinkle, and Mayor Lea-6.

NAYS: None-0.

(Council Member Bestpitch was not present when the vote was recorded.)

## COMMENTS OF CITY MANAGER.

The City Manager offered the following comments:

### **AARP Website recognition**

- In the Travel Section of AARP's online-publication, Roanoke was cited as a Top U.S. Destination for 2018.
- Recognitions such as this one are the result of the promotion and publicity provided by staff at Visit Virginia's Blue Ridge and its public relations program.
- In November 2017, Visit VBR made a feeder market visit to Washington D.C. where the PR team met with key publications and media in the D.C.-area to promote Virginia's Blue Ridge.

### **Solid Waste Collection Fee Due in February**

- On Friday, the City Treasurer's Office mailed bills for the first installment of the Solid Waste Collection Fee to property owners that receive solid waste collection services from the city.
- A mailer with information about the fee and a copy of a sample bill was sent to property owners in December 2017.
- In addition to paying in person at Treasurer's Office in the Noel C. Taylor Municipal Building, this bill may be paid online using an E-check or credit card. For more information, contact the Solid Waste Division at 540-853-2000, Option 1.

- The fee is due on Thursday, February 15.
- In the future, property owners who have their real estate tax bills mailed directly to them will see the Solid Waste Collection fee included as a separate item on the bills that they receive in the fall and spring of each year.
- For many property owners, real estate taxes are paid through their mortgage escrow. Those owners will likely see a subsequent adjustment in their escrow payments to offset the Solid Waste Collection fee.

### **Changes to Solid Waste Collection Schedule**

- City offices were closed on Monday for the Martin Luther King Jr. Day holiday.
- As a result, collection of trash, bulk, brush, and "B" week recycling will be delayed one day throughout the week.
- Citizens who have questions about their trash collection should contact the Solid Waste Division at 540-853-2000, Option 1.

### **REPORTS OF COMMITTEES:**

**VARIOUS EDUCATIONAL PROGRAMS:** The Roanoke City School Board submitted a written report requesting appropriation of funds for various educational programs; and the City Manager submitted a written report recommending that Council concur in the request.

(For full text, see reports on file in the City Clerk's Office.)

Council Member Trinkle offered the following budget ordinance:

(#41034-011618) AN ORDINANCE to appropriate funding from the Commonwealth grants for various educational programs, amending and reordaining certain sections of the 2017 - 2018 School Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 79, page 451.)

Council Member Trinkle moved the adoption of Budget Ordinance No. 41034-011618. The motion was seconded by Council Member Dykstra and adopted by the following vote:

**AYES:** Council Members Dykstra, Ferris, Garland, Price, Trinkle, Bestpitch and Mayor Lea-7.

**NAYS:** None-0.

UNFINISHED BUSINESS: NONE.

MOTIONS AND MISCELLANEOUS BUSINESS: NONE.

INQUIRIES AND/OR COMMENTS BY THE MAYOR AND MEMBERS OF COUNCIL: NONE.

VACANCIES ON CERTAIN AUTHORITIES, BOARDS, COMMISSIONS AND COMMITTEES APPOINTED BY COUNCIL: NONE.

At 4:06 p.m., the Mayor declared the Council Meeting in recess until 7:00 p. m.

At 7:00 p.m., the Council meeting reconvened in the Council Chamber, Room 450, fourth floor, Noel C. Taylor Municipal Building, with Mayor Sherman P. Lea, Sr., presiding.

PRESENT: Council Members Michelle L. Dykstra, Raphael E. Ferris, John A. Garland, David B. Trinkle, William D. Bestpitch and Mayor Sherman P. Lea, Sr.-6.

ABSENT: Vice-Mayor Anita J. Price-1.

The Mayor declared the existence of a quorum.

OFFICERS PRESENT: Robert S. Cowell, Jr., City Manager; Daniel J. Callaghan, City Attorney; and Cecelia McCoy, Deputy City Clerk.

The Invocation was delivered by The Reverend Doug B. Paysour, Pastor, Windsor Hills United Methodist Church.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Lea.

## PRESENTATIONS AND ACKNOWLEDGEMENTS:

MEMORIALIZING THE LATE EDWARD G. MURPHY: Council Member Trinkle offered the following resolution memorializing the late Edward G. Murphy, M.D., former President and Chief Executive Officer of Carilion Clinic:

(#41035-011618) A RESOLUTION memorializing the late Edward G. Murphy, M.D., educator, administrator, and former President and Chief Executive Officer for Carilion Clinic.

(For full text of resolution, see Resolution Book No. 79, page 452.)

Council Member Trinkle moved the adoption of Resolution No. 41035-011618. The motion was seconded by Council Member Bestpitch.

Following comments by Council Member Trinkle, Resolution No. 41035-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Trinkle, Bestpitch and Mayor Lea-6.

NAYS: None-0.

(Vice-Mayor Price was absent.)

RECOGNIZING THE ROANOKE CATHOLIC HIGH SCHOOL FOOTBALL TEAM:  
Council Member Ferris offered the following resolution recognizing the Roanoke Catholic High School Football Team as the VIS Division III State Champions:

(#41036-011618) A RESOLUTION recognizing, congratulating, and honoring the 2017 Roanoke Catholic School Celtics Football Team in winning the 2017 Virginia Independent Schools Athletic Association Division III state championship on November 17, 2017.

(For full text of resolution, see Resolution Book No. 79, page 454.)

Council Member Ferris moved the adoption of Resolution No. 41036-011618. The motion was seconded by Council Member Dykstra.

Following comments by Council Member Trinkle, Resolution No. 41036-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Trinkle, Bestpitch and Mayor Lea-6.

NAYS: None-0.

(Vice-Mayor Price was absent.)

## PUBLIC HEARINGS:

STORMWATER UTILITY FEE: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, January 16, 2018 at 7:00 p.m., or as soon thereafter as the matter may be heard, on a proposal of the City of Roanoke to consider a proposed ordinance amending Section 11.5-8, Billing, penalties, and interest, of Chapter 11.5, Stormwater Utility, Code of the City of Roanoke (1979), as amended, the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times, on Tuesday, January 2, 2018; and Tuesday, January 9, 2018.

(See publisher's affidavit on file in the City Clerk's Office.)

Council Member Bestpitch offered the following ordinance:

(#41037-011618) AN ORDINANCE amending Section 11.5-8, Billing, penalties, and interest, of Chapter 11.5, Stormwater Utility, Code of the City of Roanoke (1979) as amended, to provide for the order in which payments of the stormwater utility fee, the solid waste collection fee, and real estate taxes are applied when such one or more of such fees are delinquent; providing for an effective date, and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 79, page 455.)

Council Member Bestpitch moved the adoption of Ordinance No. 41037-011618. The motion was seconded by Council Member Ferris.

The Mayor inquired if there were persons present who wished to speak on the matter. There being none, the Mayor declared the public hearing closed.

Following commendations to City staff by Council Member Bestpitch and Council Members Bestpitch and Ferris, along with remarks by the City Attorney regarding the stormwater management bills in Richmond, Ordinance No. 41037-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Trinkle, Bestpitch and Mayor Lea-6.

NAYS: None-0.

(Vice-Mayor Price was absent.)



## OTHER BUSINESS:

**COLLECTION OF SOLID WASTE FEES INCLUDED ON THE REAL ESTATE TAX STATEMENT:** The City Attorney submitted a written report recommending an amendment to the City Code regarding the collection of solid waste fees included on the real estate tax statement.

(For full text see report on file in the City Clerk's Office.)

Council Member Dykstra offered the following ordinance:

(#41038-011618) AN ORDINANCE amending Section 14.1-5, Fees for collection, Article I, In General, Chapter 14.1, Solid Waste Management, Code of the City of Roanoke (1979) as amended, to provide for the order in which payments of the stormwater utility fee, the solid waste collection fee, and real estate taxes are applied when such one or more of such fees are delinquent; providing for an effective date, and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 79, page 457.)

Council Member Dykstra moved the adoption of Ordinance No. 41038-011618. The motion was seconded by Council Member Trinkle.

There being no further comments by the Council Members, Ordinance No. 41038-011618 was adopted by the following vote:

Council Member Bestpitch suggested that the City provide incentives to encourage residents to recycle; and inquired about ideas that would offer incentives designed to prevent the needless wasting through recycling to extend the lifespan of the landfill.

Mayor Lea requested that the City Manager investigate implementation and best practices in recycling/waste management in other cities.

There being no further comments by Council Members, Ordinance No. 41038-011618 was adopted by the following vote:

AYES: Council Members Dykstra, Ferris, Garland, Trinkle, Bestpitch and Mayor Lea-6.

NAYS: None-0.

(Vice-Mayor Price was absent.)

Mayor Lea recognized the Boy Scouts from James Madison Middle School who were in attendance.

HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.

VIRGINIA MUNICIPAL LEAGUE: Council Member Ferris and City administrators will be attending the 2018 Virginia Municipal League Day on January 31 in Richmond, Virginia.

CONFERENCE OF MAYORS: Mayor Lea will be attending the U.S. Conference of Mayors Winter Meeting on January 24- 25<sup>th</sup> in Washington, D.C.


SERVICE AWARDS: The City of Roanoke's 2017 Service Awards Employee Recognition Breakfast will be held at the Holiday Inn Valley View at 7:30 a.m. on Wednesday, January 17, 2018, to honor those employees with 10, 15, 20, 25 30, 35, 40 and 45 years of service with the City.

There being no further business to come before the Council, Mayor Lea declared the Council meeting adjourned at 7:47 p.m.

APPROVED

ATTEST:

  
Stephanie M. Moon Reynolds, MMC  
City Clerk

  
Sherman P. Lea, Sr.  
Mayor

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